

### **R E M A R K S**

Careful review and examination of the subject application are noted and appreciated. Applicant's representative thanks the Examiner for the indication of allowable subject matter.

### **IN THE SPECIFICATION**

The specification has been amended to change all occurrences of the term "VT4" to "VT6". Support for the change to the specification can be found in FIG. 3 as originally filed. As such, no new matter has been introduced.

### **IN THE DRAWINGS**

FIG. 4 has been amended to include reference labels 606, 607 and 609, which are referred to in the specification. Support for the amendment to FIG. 4 can be found in the specification as originally filed, for example, on page 10, lines 1-9. As such, no new matter has been introduced. Replacement drawing sheets containing formal drawings are submitted herewith.

### **SUPPORT FOR CLAIM AMENDMENTS**

Support for the amendments to the claims can be found in the claims as originally filed, for example, in claims 7, 12, 20 and 25, and in the specification as originally filed, for example, on page 9, line 25 through page 10, line 3. As such, no new matter has been introduced.

### **CLAIM REJECTIONS UNDER 35 U.S.C. §103**

The rejection of claims 1-6, 14-19 and 27 under 35 U.S.C. §103 as being unpatentable over Huch in view of Upp has been obviated by amendment and should be withdrawn.

Claim 1 has been amended to include subject matter from claim 7 which is believed to be allowable in light of the indication of allowable subject matter (see section 3 on page 5 of the Office Action). Claim 14 has been amended to include subject matter from claim 20 which is believed to be allowable in light of the indication of allowable subject matter (see section 3 on page 5 of the Office Action). Claim 27 has been amended to include subject matter similar to the subject matter added to claims 1 and 14. As such, the presently claimed invention is fully patentable over the cited references and the rejection should be withdrawn.

Claims 2-13 and 15-26 depend, directly or indirectly, from either claim 1 or claim 14 which are believed to be allowable.

As such, the presently claimed invention is fully patentable over the cited references and the rejections should be withdrawn.

New claims 28 and 29 depend, directly or indirectly, from either claim 1 or claim 14 which are believed to be allowable. New claims 28 and 29 include subject matter from claims 12 and 25, respectively, which claims had been indicated as having allowable subject matter (see section 3 on page 5 of the Office Action). As such, the presently claimed invention is fully patentable over the cited references.

Furthermore, the position taken in the Office Action that:

The phrase "capable of" recited in claims . . .  
are not positively recited claim  
limitations. Therefore, the limitations after  
the phrase are not considered the claims  
limitations (see section 2 on page 2 of the  
Office Action).

does not appear to be supported by the USPTO's own database. Specifically, a search of the USPTO's patent database for claims including the phrase "capable of" resulted in a list of 233,256 issued patents. Therefore, should a subsequent action being deemed necessary by the Examiner, Applicant's representative respectfully requests that the Examiner cite the specific authority supporting the position taken in this Office Action or consider the clauses including the phrase.

Accordingly, the present application is in condition for allowance. Early and favorable action by the Examiner is respectfully solicited.

The Examiner is respectfully invited to call the Applicant's representative between the hours of 9 a.m. and 5 p.m. ET at 586-498-0670 should it be deemed beneficial to further advance prosecution of the application.

If any additional fees are due, please charge Deposit Account No. 12-2252.

Respectfully submitted,

CHRISTOPHER P. MAIORANA, P.C.

A handwritten signature in cursive script, appearing to read "Robert M. Miller", is written over a horizontal line.

Robert M. Miller  
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Dated: October 29, 2007

c/o David Smith  
LSI Corporation

Docket No.: 04-0626 / 1496.00585